

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY
CAMDEN VICINAGE

JENNIFER KASILAG, et al.,

Plaintiffs,

v.

HARTFORD INVESTMENT FINANCIAL
SERVICES, LLC,

Defendant.

Civil No. 11-1083-RMB-KMW

JENNIFER KASILAG, et al.,

Plaintiffs,

v.

HARTFORD FUNDS MANAGEMENT
COMPANY, LLC,

Defendant.

Civil No. 14-1611-RMB-KMW

AMENDED SCHEDULING ORDER

This Scheduling Order confirms the directives given to counsel during the telephone status Conference held on **December 3, 2014**; and the Court noting the following appearances: Robert L. Lakind, Esquire, and Andrew Robertson, Esquire, both appearing on behalf of the plaintiffs; and Robert Hora, Esquire, and Anthony C. Valenziano, Esquire, both appearing on behalf of the defendants,

IT IS this **3rd** day of **December, 2014**, hereby **ORDERED**:

1. **Discovery Applications**. All discovery applications pursuant to L. Civ. R. 37.1(a)(1) shall include an Affidavit or Certification that includes the information identified in L. Civ. R. 37.1(b)(1). Absent exigent circumstances, the Court expects parties to "meet and confer" in person or via telephone before making a discovery application, rather than just exchanging letters or e-mails.

2. **Depositions.** All depositions are to be conducted in accordance with the procedures set forth in the order of Judge Gawthrop in *Hall v. Clifton Precision*, 150 F.R.D. 525 (E.D. Pa. 1993).

3. All expert reports and expert disclosures pursuant to FED. R. Civ. P. 26(a)(2) on behalf of plaintiffs shall be served upon counsel for defendant no later than **February 13, 2015**. All expert reports and expert disclosures pursuant to FED. R. Civ. P. 26(a)(2) on behalf of defendant shall be served upon counsel for plaintiffs no later than **April 2, 2015**. All expert reports and expert disclosures pursuant to FED. R. Civ. P. 26(a)(2) on behalf of third-party defendant shall be served upon counsel for plaintiffs no later than **May 4, 2015**.

Each such report should be accompanied by the *curriculum vitae* of the proposed expert witness. No expert opinion testimony shall be admitted at trial with respect to any witness for whom this procedure has not been timely followed. Depositions of proposed expert witnesses shall be concluded by **June 19, 2015**.

For purposes of this Scheduling Order, treating physicians shall not be considered expert witnesses and shall be treated as fact witnesses who are, however, required to provide reports and records concerning their treatment. However, any doctor who is going to express an opinion as to the cause of a particular condition or as to the future prognosis of a particular condition, shall be considered an expert subject to the requirement of FED. R. Civ. P. 26(a)(2)(B).

The parties shall also exchange, in accordance with the foregoing schedule, written statements identifying all opinion testimony counsel and the parties anticipate will be presented at trial pursuant to FED. R. EVID. 701 and *Teen-Ed v. Kimball Int'l, Inc.*, 620 F.2d 399 (3d Cir. 1980).

4. **Dispositive Motions.** Dispositive motions shall be filed with the Clerk of the Court no later than **May 22, 2015**. Opposition to the motion should be served in a timely fashion. Counsel are to follow L. Civ. R. 7.1, 7.2, 56.1 and 78.1 (Motion Practice - Generally).

5. The Court will conduct a telephone status conference on **May 18, 2015 at 10:00 a.m.** Counsel for plaintiff shall initiate the telephone call.

6. Any application for an extension of time beyond the deadlines set herein shall be made in writing to the undersigned and served upon all counsel prior to expiration of the period sought to be extended, and shall disclose in the application all such extensions previously obtained, the precise reasons necessitating the application showing good cause under FED. R. CIV. P. 16(b), and whether adversary counsel agree with the application. The schedule set herein will not be extended unless good cause is shown.

**THE FAILURE OF A PARTY OR ATTORNEY TO OBEY THIS ORDER
MAY RESULT IN IMPOSITION OF SANCTIONS UNDER FED. R. CIV. P.
16(f).**

s/ Karen M. Williams
KAREN M. WILLIAMS
United States Magistrate Judge

cc: Hon. Renée M. Bumb